App. F. IX-4

1925
~~193~~
(Mysore)

File No. 201-2

Serial Nos. 1-10

Previous References

Mys 254-11-1-10
233-10-1-8
157-27-1-4

Later References

Mys 256-31-1-8
Law 160-32-1-3
" 30-33-1-13

General and Revenue Secretariat.

Serial Nos. 10.

Part B for -)- February 33.

SUBJECT.

Appeal regarding certain suits in Hagere Lemingue & Sri Kasaramalli Subramanya temple Thirthahalli Tk

Vide Mys 256-31 Pt 1-8.
for disposal.

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

D.735

Mur 201-25.

1) Petition from Puttamma Kom Seshanna of Kesaralli in Tiptur Taluk.

The petition is addressed to the members who has endorsed as follows:—
"This may be noted on and submitted with Rep."

2) The petn states as follows:—

3 (1) The village of Hagere, Tiptur Taluk, is a mixed inam consisting of Devadaya and Brahmadaya lands, and under T. D. no. 392/666, Kesaralli Subrahmanya Devaru enjoys as Devadaya inam, maji nos. 12-27 and 9 in the said village, while Brahmadaya lands-maji nos. 122 for the improvement which the family has laid out 2 & - thousand Rupees contained in the annexure [illegible]

N.L. Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

G.R.S. III—31

M. F 201 — 28

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

family for over 150 years
as evidenced by Sale deed
Civil Court order & and
Other documents with her.
On frivolous complaints
by her cousin and the
late Vahivatdar one
Subhannah, her Brahmadaya
lands were taken away
from her. Some 10 or 12 yrs. ago,
for the said temple, and
are being spoiled by
way of the grant of
annual leases.
She has been petitioning
the authorities, and her
petition & suit having
been sent to the mag.
Court. She has been
petitioning the Trial Officers and Revs

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

(2)

Mr. 7 201 — 25

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

and no relief has been afforded to her. She therefore prays that within 2 months, the Brahmadaya lands in question may be with accumulated savings and her losses restored to her, failing which permission may be granted to her for suing Govt. in a Court.

4 The previous petition dt August 1923 ~~was~~ was forwarded to the Mun. Comr in Mysore for disposal. With this office memo no. 360 dt 10.9.23 the petr complains that the matter has not been disposed of as yet from the Register of Mun. Petns received and

N.B - Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

M-7 2618 — 25

G.R.S. III—37

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

ciam lands in the
Jaitapur Taluk, it is
seen that the Subordinate Manager
Devgad is endowed with old
S. nos. 12, 27 and 9
may a report with
records be called for on
the present petition?
Submitted for orders.

8.1.1926

8.1.26

1) The report & the records may be called for, from the Asst. Comm.r on the points in the present petition.

8/1.

(Rev. Secy.)

(Asst. Secretary)

10.1.26

15/1

354/15.1

Yes

6 weeks

15/1

N B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

G.R.S. III—3] M. 7. 20/35 — 28 (5)

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

DGS. Submits.
AC 19.1.26
RH 19.1.26
17/1

SC2 Lo. mar Comms.
No 866 & 19.1.26
Calls for reports with records on the above petn. within six weeks
No 8678 19.1.26.
Information petn of the above

21/1/26

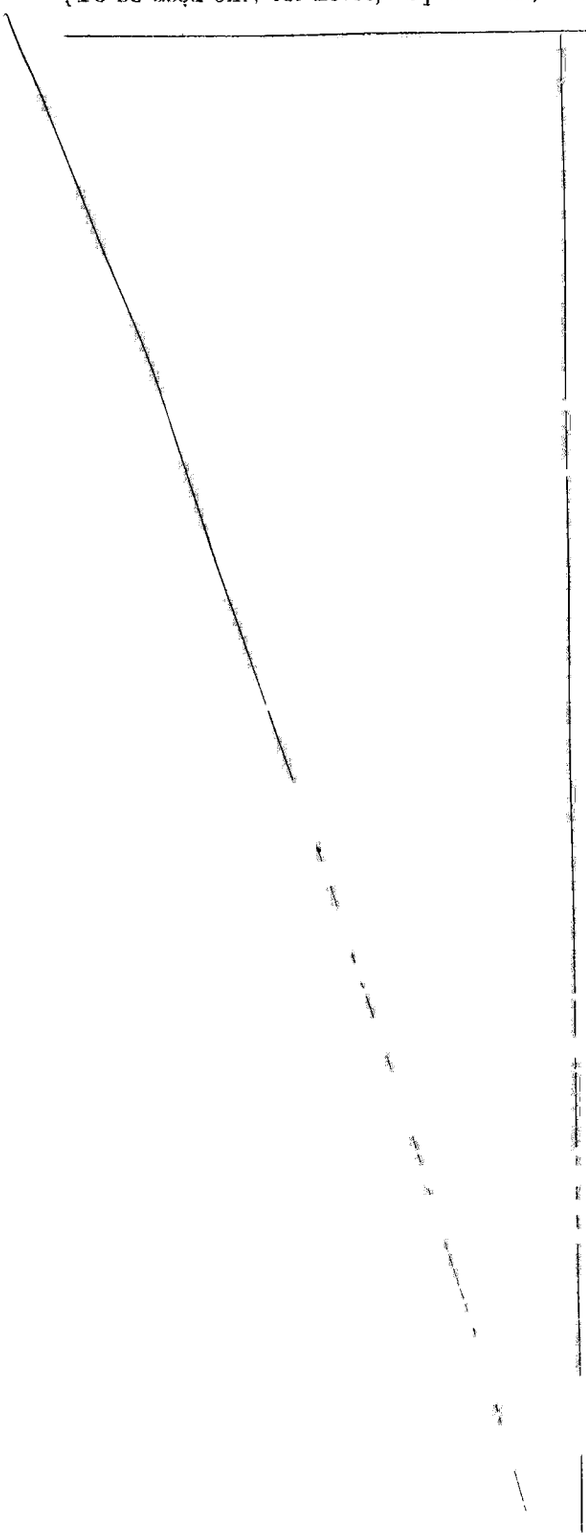
Report due in the subject. A day has not been received.
DGS. Remr submitted.
AC 1.3.26 RH 1/3
Issue & then submit
1/3
Remr issued on 3rd March 26.

N.B Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

G.R.S. III—31

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]



N B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

WD 01264—GPB—40,000—17-12-25 [App. F. III—2

ral and Revenue Secretariat | File No 207 of 192 5

Serial No	
	16 The Muz. Comrs. report has not been received as yet. Dft. Submits (in D.G. form) Refee:- Para 6: (Manter's orders) 1) For perusal, & 18.3.26 18/3/26 approval of the draft D.G. Rev. Secy) 19/3 20/3 20/3
	3. From, The Muzrai Comr. Letter no. C.961 dt 30-10-1926. Submits the report called for in Sl. 2 with a copy of letter dt 10-10-1926 from the Dy. Comr., Shimoga explaining the facts of the case and touching upon the points noted in the petition.
Flag 3	The facts of the case are noted below:-
Flag 4	Under G.O. no. 108-9/Muz. 229-10-8 dt 12th July 1911, old S. nos. 1 and 2 (re S. nos 3 and 4) of Algere village, Tirthahalli Taluk, have been ordered to be taken under Govt. management for the benefit of Sri Sambukamanya Devaru temple at Kesaroli in the said Taluk.
	4 The petr Puttamma wife of The late Sesagiri

NOTE—Contn. Sheet

WD 01229—GPB—37,500—1-9-26
App. F. III—2]

General and Revenue Secretariat | File No. 207 of 192 5

Serial No.

Flag X (in Vern records)

contends that the above lands are Brahmadaya in the enjoyment of her family for nearly 125 years, have been unauthorizedly taken up by Govt without examining her, on frivolous complaints by her husband's brother Subbaraniah, and prays for the restoration of these lands to her. It is seen from the records that under cover of her petition dt 24-10-1923, the documents on which her claims are based, have been produced, and are summarized below:-

Flag W1

(I) From a perusal of the Sale deed of 1807 which was registered in 1861 when the Registration Act came into force, it is seen that the land with a bariz of 18 Khandagas and a garden of 400 trees in (Kowlam, Agraharam Khata of Gangadhariah) Algere Village, Tirthahalli Taluk, which had been purchased by Bhimanakatte matti from one Gangadhariah and his son Subbiah, were sold by the former to Subbiah, ancestor of pltr's husband Seshanna.

Flag V1 (Hide thing)

(II) From the Pahani Account of 1874-8 prepared prior to the introduction of Survey, it is seen that

Flag W1

NOTE—Contn. Sheet

WD 01229—GPB—37,500—1-9-26
App. F. III—2]

Serial No.

both wet and garden land Specified in the Sale deed of 1807, was then given Pahani no. 5.

Flag T, (III) From the Pre Pahani, Act II of 1878 prepared after Survey operations, and Flag S, Varsal Baki Patrika prepared in that year, it is seen that Pahani no. 5 is a Brahmadaya Jodi inam which was given old S. no. 1. for wet land of 18 kolagas and S. no. 2. for garden land.

Flag R, (in Muz. 7 no 229/1910). (IV) From a copy of the detailed Inam Register received under cover of Inam Supdt's. letter dt 30-3-1911 and the Register of Muz. items endowed with inam lands, it is seen that under Title Deed no. 666, 22 and odd khandagas of land forming old S. nos. 12, 9 and 27 in Algere Village were registered as Personal inam (grant) at the time of the Inam Settlement of 1873, that out of these lands, 6 and odd khandagas of inam are shown as endowed to Sri Subrahmanya Devaru temple at Kasavalli, and that old S. no. 182 of Algere Village under dispute were not registered as Deveadaya. The D.C. in para 7 of

Flag Q, (Pages 96 & 97) of the Register

(Col. 5 of the Register)

NOTE—Contn. Sheet

Serial No.

Flag B1

his letter admits that these were personal Brahmadaya lands.

Flag C1

(IV) From kaisat Register of 1884 refd. to by D.C. in para 7 of his letter and the kaisat register of 1899, it will be seen that S. nos 1 & 2 in question were not kaisat intended for the benefit of any institn.

Flag N1

(V) For the division of the joint family property, there was civil litigation between Seshanna-pltf's husband, and Subbaraiah- his cousin brother - in O.S. no 63 of 1883 on the file of the Dist. Judge's court in the Nagar Division. - Pltf's. Seshanna's share being valued at ~~Rs~~ 31,325/- and odd. The Pltf has filed a Schedule of all the family properties. The Dfdt Subbaraiah in the schedule of properties filed by him, has objected to the division of Devadaya Cash Grant of Rs 240 and odd endowed to Sri Subrahmanya Devara temple in question and also certain other private properties (the latter being his self-acquisitions) and the Court has since

Flag K1

NOTE—Contn. Sheet

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and Revenue
iat

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as per Plaint Schedule exempting the division of Devadaya grants &c. Refs. 45.
So far as Lands S. nos. 1 and 2 in dis are concerned, it may be observed that ~~the~~ Subbaraniah (who later on in Nov. 1905 complained to Govt. that these were Devadaya Lands in the wrongful possession of the present petr. Puttamma - his brother Seshamma wife. (both Subbaraya and Seshamma are mentioned as trustees managers during Inam Settlement), and which led to G.O of 1911 returning these Lands from petr's possession for the temple)
Flag R,
Flag Y
(File no. 1484-11)
and who later on asked for the restoration of these Lands has not taken objection to the
of these lands which formed part of their family estate just as he did with respect to Devadaya grants &c.
Subbaraniah went up in appeal to the ch. court in A.S. no. 91/1885 and review no. 136/1885 with the result that the decree of the lower court was confirmed.
Seshamma took out execution of this decree for the partition of the properties mentioned in the decree schedule, and some of them being Revenue paying Lands, the Amildar effected partition, and handed over S. nos 182

NOTE—Contn. Sheet

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App. F. III—2]

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Flag 9

with other properties to the pet^rs. husband Seshanna. (Vide copy of the Receipt taken from Seshanna by Jalna Amildar on 12--8--1887). Similarly for properties delivered to Subbaraniah, the Amildar has taken a receipt. After this, as the lands were in the possession of Subbaraniah, Seshanna filed a suit for mesne profits of S.nos. 1 & 2 along with other lands in O.S. no 39/1886 on the file of the Dist^t court, Nasik Dist^t., and got a decree.

Flag 11,

After S. nos. 1 & 2 came to Seshanna thro. the Rev. authorities, he hypothecated them with other lands under a regd deed, and one Paramesvara Ayyar son of Narayana Bhatta who filed a suit for the amount and got a decree in O.S. 3 of 1900-1 on the file of the Shimoga Sub-Judge's court against the present pet^r Puttamma (who got back these lands on payment of decretal amount).

Flag 12

From the above, it will be seen that Seshanna has exercised full rights of ownership regarding the lands in dispute, and the lands are held as Brahmadaya-

Flag 7(d)

NOTE—Contd. Sheet.

(Sole Proclamation)

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App. F. III—2j

General and Revenue Secretariat | File No. 20 of 192 5

Serial No. 38

31

"In his letter dy 10th octr 1926, the Dy. Comr, Shimoga, makes certain observations on the points for review which are noted below: —

2) Re The observation in para 3, that The Review petition is time barred, it is submitted that G.O. is dated 12-7-1911 while Puttamma's petition to Govt, according to D.C., is dated 23-8-1923. This order is addressed to the Dy. Comr, Shimoga, and calculating the time taken for G.O. to pass through several hands and also the issue of a notice as per Rules to Puttamma, and handing over possession of these lands by her to Govt, etc., it appears that the Review is within the time viz 12 years prescribed for limitation. There is nothing to indicate in the records that it is time barred. There is no info as to when the lands were taken away from petr's possession. —

3) Re observation in para 4 that from the description and other particulars given in the Sale deed of 1804, it is not possible to identify that the lands mentioned in the documents correspond to Algere S. nos. 182, attention is invited to documents I, II and III

(Col: by a/c 13 Inspr Rev- D. C. Office, Shim: G. S.)

NOTE—Contn. Sheet

Serial No.

Refd to above shewing that the lands are identical.

2) In the matter of the D.C's observation that during civil proceedings the real character of the lands - nos 182 - might not have been brought to light (para 6 of D.C's letter) it will be seen that the question of Govt grants to Sri Subrahmanya Devaru was discussed in Civil Courts, and were specifically excluded from division, and if S. nos 182 were Devadaya, they too would have been excluded either by Civil courts or Rev. authorities who effected partition especially seeing that as pointed out by D.C. in para 5 of his letter that Seshanna and Subbanna were on inimical terms.

K1
(Dec'r 1925 Shimoga Asst Judge)

3) The D.C. relies upon Joordar Phaisal Patrika and Vasul Baki Jakita of 1913-4 in support of the temples' right to the disputed lands. But these accounts having been prepared subsequent to the resumption order of 1911, they cannot create any new right on behalf of the inam.

B1
C1

4) It will thus be seen that

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App. F. III—2J

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old S. nos. 122 (re S. nos. 349) of Hagere Village, Tiptur Taluk, do not appear to be Devadaya inam lands intended for Kesavath Subrahmanya Devara temple in the ~~Tiptur~~ said Taluk. The G.O. of 12th July 1911 assuming the management of these lands on behalf of the temple was based upon the petition dt 25-11-1905 presented by Subbaraya Setty in para 6 of this note; and the documents relied upon by the petr. Puttamma from whom the lands were taken away, have been before Govt for the first time in 1923. From Misc. F. no. 229-10 leading to the G.O. of 1911, it is seen that on the D.C's recommendation for the assumption of the management of these lands, the Inam Supdt. who was asked to furnish copies of inam registers pertaining to the S. nos. 122 reported that the temple had no inam in Kesavath village. The D.C. having thereupon mentioned the nos. of title-deeds under which the temple enjoyed inam lands, the Inam Supdt. who was again written to, had

NOTE—Contn. Sheet

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App. F. III—2]

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Copies of the Inam Registers.

On 26-4-926, the Inam Supdt. who was consulted by the D.C. in the matter reported there was no record to show to whom S.nos. 1 & 2 of Alagere claimed by Ke Sarvelli Pullamma belonged. In para 7 of his memo, the Dy. Comr reports that "if any further information is required, the same may kindly be obtained from the Inam Supdt."

The file may if so directed, be sent unofficially to the Inam Supdt in person for an expression of his opinion with reference to the Inam records, and the ~~papers~~ documents produced in the case, as to whether old S.nos 1 & 2 in dispute are Brahmadaya inam lands belonging to the petr or Devadaya inam lands intended for the temple.

The petr Pullamma prays that the disputed S.nos (old) 1 & 2 in question which are Brahmadaya lands in the enjoyment of her family for over a century, may be restored to her with

NOTE—Contn. Sheet

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App. F. III—2J

General and Revenue Secretariat

Mer File No. 10201 of 1925-26.

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accumulated savings, failing which permission may be given to her to sue suit in a court of law. Submr. for orders.

M
2.12.26 Dy
6/12/26

(Wants report from D.C. Shimoga)

38) The records were fully gone into as directed. Further information is necessary before the case is dealt with. A Dft. to the D.C. Shimoga, is Submr. for appl.

AG
26.4.27 JMK
26.4.27

39) Issue draft.

40 Please make an abstract of the grounds urged by Petitioner & refer papers relating thereto -

MO
26/4

4. To. D.C. Shimoga. No 2108 dy 28.4.27
Enquires whether Maji Nos 12-27 dy granted under Title Deed No 392/666 are in the enjoyment of the said temple & if not, who enjoys them & under what authority & calls for history & the report before 10th Proximo.
No 2109 dy 28.4.27 Copy &
Our Concern

(Draft No 4 issued)

NOTE—Contd. Sheet No. 8.

App. F. III—2]

General and Revenue Secretariat.

Inwd File No. 20 of 1925

Serial No.	
	(i) The following information gathered from a study of the records, is submitted as directed:-
	(ii) Documentary evidence to show that the lands refd. to in the Sale Deed of 1807 are Maji nos 1 & 2 (Re. S. nos. 3 & 4) claimed by the petr - Puttamma.
V1	(i) Sale Deed of 1807 (1729 ಶಾಲಿವಾಹನ ಶಕ) registered in 1861. — 18 kandagas of wet land and a garden of 400 trees in the Agrahara Khate of Gangadhariah of Kolar which had been purchased by Bhimanakatte mall from Gangadhariah and his son Subbiah, were sold by the former to Subbiah, ancestor of the petrs. husband.
V1	(ii) Pahani Account of 1877-8 (before Survey) — the said lands were given Pahani no 5.
I1	(iii) Pat Pahani Account of 1878 (After Survey), & (iv) Varul Baki Patrik of that year. — Shows that Pahani no. 5 refd. to, was given Revenue. S. no. 1 for wet land and no. 2 for garden land.

NOTE—Contn. sheet

GPB—5,000—30-3 27

(18

App. F. III—2]

General and Revenue Secretariat.

File No. 27 of 1925

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(3) Documentary evidence to show that both the lands claimed viz maji nos 1 and 2 are Personal Brahmadaya lands. —

94/1 (1) Pahani Accts of 1877-8 (before Survey) } mentioned as Personal inam

I/1 (2) Puti Pahani Accts of 1878. (After Rev. Survey) } Brahmadaya inam.

74. S/1 (3) Vasul Baki Patrik of 1878. } Brahmadaya

74 G/1 (4) Muz. Register of muz. inams endorsed with inam lands (Corrected upto 30-6-1901) } maji nos. 12, 9 & 27 are noted as Devadaya for Subramanya Devaru. (Brahmadaya do nos 182 are omitted)

7 G/1 (5) Kalsat Register of 1881 } S. nos. 182 has no kalsat

N/1 (6) ——— 1899 }

Civil Court Records.

Partition suit no. 63 of 1883 on the file of the Dist. judge's court, Nagar Dist.

M/1 (7) Schedule filed by Seshamma (Pltf), husband of Puttamma (present pets before Govt.) } S. nos. 1 & 2 are shown as family properties. It may be noted

2/1 (8) do — Subbanniah (Dft) (late temple Vakil at Sagar who complained in 1905 that these lands were Devadaya)

NOTE—Contn. sheet

GPB—5,000—30-3-27

P.R.

General and Revenue Secretariat.

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Decree was accordingly given and confirmed in chief court (both in Appeal and Review cases).

that Subbramaniah who objected to the division of the temple cash grant of Rs 270 and odd. and certain other properties, did not raise objections to the partition of nos 1 & 2 which finally went to his opponent Seshanna.

44) During Execution, the Amildar under orders effected division of the properties, and prepared 2 lists: S. nos. 1 & 2, in question are included in the list of properties delivered to Seshanna. (vide Receipt taken by the Amildar). In the Decree for mesne profits, Decree was passed including the produce of S. nos. 1 & 2.

↓ 9,

Plaint in no. 3 of 1900-01 on the file of the Sub judge, Shimoga } Parameswra Bhatta to Krom S. nos. 1 in dispute. an other lands

mortgaged by Seshu filed a suit again the present pltff. Puttan life of Seshanna. Both

Note—Contn. sheet

GPB—5,000—30-3-27

20.

App. F. III—2]

General and Revenue Secretariat.

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Serial No.

In the plaint Schedule, S. nos 122 have been shown as Brahmadaya. In the Sale proclamation issued by the Court these lands have been shown as Brahmadaya.

Submitted for orders.

7.6.27

(Remns. issued)

GPB—5,000—30-3-27

(49)

General and Revenue Secretariat. | File No. 201 of 1925.

Serial No. 5

From, The D.C. Shimoga Dist.
Letter no. Muz. I. A. C. 302/26-27 Dt 7th August 1927.

Submits a copy of his letter Dt 22-7-1927 to the Muz. Comr., giving information on the subject.

(49) The D.C reports that Inaji S. nos 12, 27 and 9 granted under T. D. no. 392/666 which are in Sansrushta Khata consisting of both Brahmadaya and Devadaya Vrittis are reported to be in the enjoyment of Mr. Nagappa, Salunkar at Kesarvalli, and of Puttamma, the petr., that there are 13 Vrittis under the said T.D., and Sri Kesarvalli Subrahmanya Devaru is only one of the Vrittidars and that the two persons referred are not only Brahmadaya Vrittidars but they belong to the family which was formerly looking after the management of the temple.

Orders solicited on the petition of Puttamma praying for the restoration of Brahmadaya Vritti. Rec 5 Aug 31

It is perhaps desirable to demarcate the temple Vritti Separately

NOTE—Contn. sheet

WD 0324—GPB—60,000—24-5-27

General and Revenue Secretariat.

File No. 101 of 1925.

Serial No.

6

From, The Insp. Comr., Letter no. C. 961 Dy 10.8.1927.

Submits a copy of the D.C's letter (refd. to in the previous page) furnishing the required info.

50) Submd. for orders

AY 12.8.27

51) The Brahmadeya lands shd. perhaps be separated from the Devadaya villages, the latter being included in the scale/~~of the Commissioner to the temple~~. ~~Request for Pattamanda~~. Orders are solicited ~~also~~ in the matter of the restoration to Puttanna of Brahmadeya lands S.Nos. 1 & 2 (majl), Beamoy No. 3 & 4 wrongly taken up for the temple.

BL 12/8/27

NOTE—Contn. sheet

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General and Revenue Secretariat. | File No. 207 of 1925.

Serial No.

This file relates to the request of one -- Puttamma, wife of Seshanna of Kasavahalli, Shimoga District, that survey numbers 1 and 2 of Alagere village in Tirthahalli Taluk which were taken away from her as being devadaya inam of Kasaravalli Subramhanya Devaru temple should be restored to her.

The order directing that these lands should be resumed is of the year 1911. It was passed at the suggestion of one Subbanniah, (who had the vahivat of the temple till then), a cousin of Seshanna, the husband of the present petitioner. These two men had had disputes regarding property for a long time as a result of which survey numbers 1 and 2 had come to Seshanna and Survey numbers 12,9 and 27 had come to Subbanniah. All these numbers are shown in the quit-rent registers for Tirthahalli Taluk as combined personal and devadaya inams. The personal part of the inams has been enfranchised. The devadaya portion has however not been demarcated and separated from the personal inam portion. After the death of Seshanna, subbanniah, ~~who was~~ vahivatdar of the temple, stated that he could not continue in the vahivat, ~~On this it was proposed to take over the management~~ and that the management of the -- temple may be given to his son-in-law. On this it was proposed to take over the management to Government. ~~Puttamma~~ Subbamma pointed out survey numbers 1 and 2 as devadaya inams to Subrahamanyadevaru temple and -

× Old Survey numbers are used throughout owing to mixing up of the Resurvey nos. of these lands are different. MV 3.15

NOTE—Contn. sheet

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stated that the property was in Puttamma's hands. Some attempt seems to have been made to serve notices on Puttamma to make enquiries regarding this proposal to resume the lands. No statement of hers was however recorded and the proposal to assume management was recommended to Government for approval and approved in the G.O. referred to. After this proposal was approved, one Subbanna belonging to the family of the vahivatdars requested Government to reconsider the order and leave the vahivat with him. While this request was pending investigation, the Muzrai Commissioner's office was newly formed and the papers were transferred to the Muzrai Commissioner for disposal. Some time later Puttamma presented the petition now under consideration on which the records have been obtained and examined.

5) The petitioner's claim is that survey numbers 1 and 2 are personal inam and that they should not have been resumed and should be restored to her. She says that a part of the produce was intended by her husband to be used for the temple and that she will be willing to set apart so much for the institution hereafter also. She has produced documents to show that the land forming survey numbers 1 and 2 had been family property for a long time previous to the Survey and Settlement. To disprove Subbanna's statement that survey num-

NOTE—Contn. sheet

WD 0324—GPB—60,000—24-5 27

Serial No.

numbers 1 and 2 were inam to the temple she states that in the disputes for family property between her husband and Subbanniah, the latter, while mentioning certain property as temple property and therefore not available for division, failed to - mention survey numbers 1 and 2. The resumption of survey numbers 1 and 2, she urges, is therefore incorrect and should be cancelled.

5 It appears from the records that not only survey numbers 1 and 2 but three other numbers, viz., 12, 9 and 27 in the possession of Subbahhiah were devadaya inam. The quit-rent register shows all these numbers as combined personal and devadaya inam. There is nothing to show that survey numbers 1 and 2 particularly related to Subrahamanyadevaru temple for which they were resumed. On the contrary, the register of institutions with inams prepared in 1901 shows against this temple survey numbers 12, 9 and 27 and not survey numbers 1 and 2. Survey numbers 12, 9 and 27 were in the hands of Subbanniah. The temple had a better claim to these lands than it had to Survey numbers 1 and 2. -- Subbanniah's request that the vahivat of the - temple may be taken over was perhaps merely a ruse to deprive Seshanna's widow of the land which had gone to Seshanna in the partition. Whether the attempt to serve notices on her was genuine or not

NOTE—Contn. sheet

WD 0324—GPB—60,000—24-5 27

24
26

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Serial No.

may well be doubted. The order of resumption was however passed and the land in the possession of Subbaniah which should have been preferred for resumption was left to him and the lands in the -- possession of Puttamma were resumed to the temple.

6. All this appears from the official registers. The private documents referred to by the petitioner are unnecessary for the purposes of this investigation. They only show that all the lands which were combined personal and devadaya inams were treated prior to the survey and in the property disputes as pure personal inam, the interests of the temple being nowhere thought of. The petitioner relies upon the omission of Subbaniah to mention survey numbers 1 and 2 as devadaya inam in the suit between him and the petitioner's husband. The omission must have been due to the fact that if he mentioned survey numbers 1 and 2 Seshanna would mention survey numbers 12, 9 and 27 and neither of them was willing to raise the question of vahivat of the temple or to hand over the temple's share of the property.

5. In view of the fact that the register of institutions shows only survey numbers 12, 9 and 27 for the Subrahamanyadevaru temple, it is for consideration whether these numbers should not be resumed to Government rather than the survey numbers

NOTE—Contn. sheet

WD 0324—GPB—60,000—24-5-27

Serial No.

1 and 2. If this is not to be done because survey numbers 1 and 2 also appear against the temple in in the quit-rent registers, it has to be considered whether a part of all the survey numbers-1,2,12,9 and 27 should not be resumed. In the former case survey numbers 1 and 2 would have to be restored to Puttamma. In the latter case a part of these numbers would have to be restored to her, the deva-daya and personal inams being demarcated. In re-turning the property some compensation will have to be paid to her for the loss she has sustained since the whole of the lands was taken away from her in in pursuance of the order of 1911. As the owners of survey numbers 12,9 and 27 have been enjoying hitherto a part of the land which really belongs to the temple, the compensation due to her may be ordered to be paid by them.

For perusal and orders.

Second Member

Government Order dated 12th November 1911 proceeded on the assumption that survey Nos. 1 and 2 (old survey) were a separate deva-daya inam endowed to the Kasaravalli Subra-manyadevaru. The petitioner Puttamma repre-sents that this assumption is incorrect and asks

OFFICE OF THE COUNCIL
20 AUG. 1927
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NOTE—Contn. sheet

Serial No.

asks for the restoration of the survey numbers to her.

The quit-rent register shows that the Kasaravalli Subramanyadevaru is entitled to a share under each of the two title deeds, 665 and 666. It would appear from the records that the interest of this temple under the former title deed is associated with survey numbers 1 and 2 and with all the three survey numbers 12, 27 and 9 (old survey), under the latter title deed. The contention of the petitioner Puttamma that the two survey numbers 1 and 2 are purely personal inam is untenable, as they form, as clearly indicated in the quit-rent register, samsrashta, personal and devadaya inams. The petitioner herself admits that her husband was devoting a share of the income from these survey numbers for the benefit of the temple and that she is willing to continue the arrangement. The system of a joint personal and devadaya inam is inconvenient and it is desirable to define the devadaya share of the joint inam and register it in the name of the temple. The share of the temple in these two survey numbers which should be ascertainable from practice and usage, will accordingly be fixed after necessary enquiry and entered separately

NOTE—Contn. sheet

WD 0324—GPB—60,000—24-5 27

Serial No.

separately in the name of the temple. The rest of the two survey numbers may be restored to the petitioner.

6. The said temple is entitled to a share of all the three survey numbers 12, 27 and 9 (old survey), which form one samshrasta, personal and devadaya inam, as entered in the quit-rent register. In this case also, the share belonging to the temple should be ascertained by necessary enquiry, resumed from its present owners and separately registered in favour of the temple.

7. The income due to the temple from its share of these three survey numbers for the period during which its management has been in the hands of Government, has been unauthorisedly appropriated by the persons in possession who are reported to be ~~Sabalkar~~ Sowcar Nagappa and Puttamma, the petitioner.

8. ~~The petitioner~~ She claims compensation for the loss sustained by her by the resumption of her share of the two survey numbers 1 and but she has appropriated to herself the share of the income from the other three survey numbers 12, 27 and 9 which belonged to the temple. In these circumstances, the question of grant of any compensation to her does not require consideration.

NOTE—Contn. sheet

WD 0324—GPB—60,000—21 5 27

Serial No.

consideration.

4 The Muzrai Commissioner may be requested to submit a separate report regarding the scale of expenditure of this temple in the light of its revised income according to this order.

5 The opinion of the Revenue Department may be obtained about the proposal to separate the devadaya and personal inams.

Muzle 23/5/27

Dft. G.O. submitr.

4/5 From the petition in the Ven. records Dy 26-12-1924 addressed to the Dy. Comr by the temple Archaks and others, it is seen that some Re. S.No. 3 - an areca nut garden - near the temple, had been ~~set~~ Set apart for the temple, that the rights of archaniathan was being enjoyed and the income, utilized for the benefit of the inst^n, that one Appu Rao son of the late Vakkildar Subbanniah is in unlawful possession of this land, and is misappropriating its income.

A Separate Pontiac note is submitted as suggested by the [illegible]

NOTE—Contn. sheet.

WD 0324—GPB—60,000—24 5 27

General and Revenue Secretariat. Mug File No. 28 of 1925.

Serial No.

It is prayed that this land may be resumed and restored to the ryot. A draft calling for a report thereon, is also submr. for appl. or orders

MJ 3.9.1925 8/9/25

1) For perusal in regard to the action to be taken in the Revenue Dept on the last para

2) Draft will issue after perusal

MJ 8/9

2003/8/9

For Member

9/9/25

3) Issue MJ 9/9

To, The Mug. Comm, Rev. Comr. & Comptr.

G.O. No. 471-3 Dt 21.9.1925.

Directs that after separating the temple's share, the rest of 2.5.20 1 and 2 claimed by her, may be restored to her, and that the question of compensation to her does not arise, as she has appropriated

NOTE—Contn. sheet.

App. F. III—2] 32

General and Revenue Secretariat. Mung. File No. [illegible] of 192 ?

Serial No.

The temple's share of the income and calls for a report in the matter from the Amil in S.Nos. 12, 27 and 9.

To Puttamma,
Govt no. 502 of 28.9.29.
Intimates the above
from, The Muzrai Comr
Letter no. 693 of 11.5.28.

SLS

9

Letter no: 961/28-4 dated 28-7-30
From the Mung. Commr
Stating that S.Nos: 142 of Alagere village belong to the temple and submits for orders the demarcation proposed by the Dy: Commr. of Shimoga in respect of Inaj: S.Nos: 12, 9, 139 of the same village into Brahmadaya and Devadaya -

Submd for orders with reference to paras 59-65 of the notes - The Mung. Commr. states that it is now conclusively proved in view to the facts brought out in the P.H.D. that S.Nos: 1 and 2 claimed by Puttamma wife of Shohanna belong to the temple and recommends

NOTE—Contn. sheet.

WD 0321—GPB—60,000—21 5-27

124

App. F. III—2J.

General and Revenue Secretariat. | Mng File No. 201 of 1925. | 33

Serial No.

that the division suggested by the Deputy Comm^r as regards the lands comprised in T.D. no: 666 may be accepted.

73 The Inam Superintendent who was consulted by the Mng. Comm^r in 1929 states that S. Nos: 1 and 2 were in the enjoyment of the temple as per 'vasul Baki Patrik' (copy furnished to him by the Taluk office).

74 The letter of the Deputy Comm^r. dated 20.2.29 enclosed with the P.R.D fully discusses the question.

75 The Mng. Comm^r's proposal is for orders

2165 16/8

GS NSK 14/5.

76. The Mng comm^r recommends that the claim of Pullamma to the share in S Nos 1 & 2 being separated be rejected finally - Does she agree against the previous orders of govt: - Has any opportunity been given to her to have her say in this matter?

"Is the division proposed as equitable accepted by the concerned parties?

78. This aspect of the case shd be examined and a further note put up -

11 9 30

NOTE—Contn. sheet.

WD 066—GPB—30,000—26-7-29

General and Revenue Secretariat. | Mug File No. 201 of 1925-6.

Serial No.

3244/16.9

79 Subd with a draft. to the Mug Commr. as the information cannot be had from the rev records

GS MSR 12/9 13/9/30. Please put up a typed draft.

VS 13.9.30

81 Subd with a typed draft.

GS MSR 15/9

H. Secy) VS 15.9.30

MG

82.

To The Mug. Commr.

10 No: 637 dated 17.9.30.

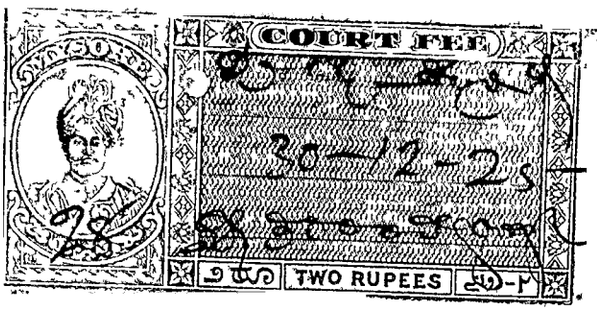
Enquires whether any opportunity has been afforded to Puttamma & whether the division proposed as equitable has been accepted by the concerned parties

Vide Mug 256-31 Pt 1-8 for final orders.

GS (8)9 BtSecy.

NOTE—Contn. sheet.

WD 066—GPE—30,000—28-7-29


COURT FEE
30-12-25
TWO RUPEES

(2)

(3)

5.

6.

7.

8.

ಮಾನ್ಯರೇ,

ಸಂಸ್ಥೆಯ ಹೆಸರು ಮತ್ತು ವಿಳಾಸ

ಸಂಸ್ಥೆಯ ಹೆಸರು ಮತ್ತು ವಿಳಾಸ

ಸಂಸ್ಥೆಯ ಹೆಸರು ಮತ್ತು ವಿಳಾಸ

Mins. D. No. 73

APP. F. VI. Gl.]

38

SUBJECT.....

2963

Section mun

File No. 201-25

Diary No. of letter replied to.....

Seria No. 2

No. 866 h. one

To The Insp. Gen.a

General and Revenue Secretariat

( )

the 192

Sir,

Date of issue 19-1-26

In conty of this ofs. memo no. 360-mis. 106-2 dy 10-9-1923, I am directed to forward herewith petn no. 935 from Puliamankom Seshanna of Kosavalli, Tirthahalli Taluk complaining that Brahmagaya maji no. 1 and. of viam Alagere Village in the Tirthahalli Taluk have been by mistake taken away from his possession

List of enclosures.....

Copied by.....

Examined by.....

over

40

for the benefit of
Sri Subrahmanya Devam
temple at Kosavalli,
and praying for the
restoration of these lands
with accumulated Savings etc.
and to request that you
will be so good as to
~~Submit~~ Submit within 6 weeks
a report with records
on the points in the
petition.

I have etc.

1911

(Sd) for Revenue Secretary.

1-1-26

App. No. VI. Gl.]

SUBJECT..... 41

2065

Section mur

File No. 201-25

Seria No.

No. 867

Diary No. of letter replied to... .. ..

To

....

General and Revenue Secretariat

( )

the 192

Date of issue 19-1-26

Signed by ...

List of enclosures.....

Copied by.....

Examined by.....

over

42

[illegible]

By order,

K.

By) for Rev Secretary.

19.1.26

Ex 3 files A.R.C.

No. C.961/23/24 Office of the Muzrai Commissioner in Mysore. 4c3

Dated Bangalore, 27th October 1926.

300

20174

From

C. S. Balasundaram Iyer, Esq., B.A.,
Muzrai Commissioner in Mysore,
Bangalore,

GEN. SECT. 1st MUZRAI D.5682 Muz. 7.201-25-3

To

B. Srinivasa Iyengar, Esq., B.A., B.L.,
Secretary to the Government of
His Highness the Maharaja of Mysore,
Financial Department.

GEN. & REV. SECT. Muz. 30 OCT. 1926 G. D. SECTION.

Sir,

Adverting to your letter No.866/Muz. dated 19th January 1926 forwarding petition from Puttamma Kom Seshamma of Kesaravally, -- Thirthahalli Taluk, complaining that Brahmadaya Maji Nos.1 and 2 of Inam Alagere village in the Tirthahalli Taluk have been by mistake taken away from her possession for the benefit of Sri Subrahmanya Devaru temple at Kesaravalli and praying for the restoration of - these lands with accumulated savings etc., and requesting the submission of a report with records on the points alleged in the -- petition, I have the honor to submit herewith copy of letter No. Muz.1-A.C .302 of 26-27 dated 10th October 1926 received from the Deputy Commissioner, Shimoga District explaining in detail the - facts of the case and touching upon the points noted in the petition categorically.

The two petitions of Puttamma together with the two connected vernacular files of records are herewith submitted for reference -- and kind return.

I have the honor to be,
Sir,
Your most obedient servant,

C.S. Balasundaram Iyer
Muzrai Commissioner.

246

No.Muz.1-A.C.302/26-27. Dated the 10th October 1926.

14.

From

The Deputy Commissioner,
Shimoga District.

To

The Muzrai Commissioner in Mysore,
B a n g a l o r e.

Sir,

Subject:- Restoration of S.Nos. 1 and 2 of Algere village in Tirthahalli Taluk. Petition of Puttamma of of Kasaravalli.

With reference to the correspondence ending with your D.O. No.C.961/23-24 dated 22nd September 1926, regarding the petition of Kasaravalli Puttamma in the matter of restoration to her of S.Nos.1 and 2 of Algere village in the Tirthahalli Taluk, I have the honour to state that from the vernacular records it is observed that so far back as November 1905 Subbannaiya, the cousin brother of Sheshamma husband of the petitioner, presented a petition to the Deputy Commissioner, complaining that the aforesaid S.Nos. were Devadaya Inam Lands belonging to the institution of Sri Subramanya Devaru of Kasaravalli and the petitioner Puttamma was in unlawful enjoyment of the same to the determent of the interests of the institution. It is on this petition that initiative was taken by the Amildar to frame of scale of income and expenditure for the three temples of Sri Anjeneya Devaru, Sri Subramanya Devaru, and Sri Gopalkrishna Devaru situated at Kasaravalli and to include the said lands in the scale.

(2) The marginally noted notices were issued to the Petitioner

Notice dated 14-11-1906. 5-3- 1907. 19-6- 1908. 15-10-1909.	Puttamma for enquiring her about the enjoyment of the lands in question. But the attempts made to serve the

notices on her proved futile owing to her absence from Kasaravalli. It was in May 1910 or after a lapse of nearly five years from the date of application of Subbannaiya that the Amildar made his final

report

45

report No.1075 dated 23rd May 1910 and included the lands in question in the scale. In Government Order No. 108-9 Muz. 229-10-8 dated 12th July 1911, that Government passed final orders sanctioning the scale of income and expenditure for the aforesaid three temples and in the statement appended hereto the S.Nos. 1 and 2 of Algere village are mentioned. The Amildar in reporting the action taken on the orders of Government says in his report No.1041 dated 6-6-1912 as hereunder.

ಈ ಇನಾಂ ಜಿಮ್ಮಾ ಡ್ಯೂಟಿ ಬಿಲ್ಕ್ ನಂಬರು 392/666 ಸಾಲ್ಕ್ 391/665 ರಮೇಲೆ
ನಿಬ್ಬಂದ್ಯಣ್ಣಾದೇವರಂಗೆ
" ಆಲಗೇರಿ ಗ್ರಾಮದಲ್ಲಿ ದೇವಾದಾಯಂಲು ಬ್ರಾಂಡ್ಯಾದಾಯಲು ನೀರು
" ಲಕ್ಷ್ಮೀವಾದ ಗಂಗಾಧರಯ್ಯನವರ ಉಗ್ರಾಣದ ಜಾಗದಲ್ಲಿರಿ ಇನಾಂ
" ಜಮೀನು ಇದೆ. ವರಿವಾಟಿ ದಾರರಿಂದ ಕೇಳಲಾಗಿ ಅನುಭವ ಸಾಲ್ಕ್ ನೆಲ ವಿಚಾರಿ
" ರಬಿಂದ ದೇವರ ಜಾಜಿತು ಜಮೀನು ನಮ್ಮ ನಂಬಲು
" 1 ಸಾಲ್ಕ್ ಇನ್ನೇನಂಬಿರುಗಳಿಂದು ಆಳಾದುಬಂದದ್ದಲಿಂದ ತ್ಯಜ
" ಮೀನು ಜಾರಿಬಿತು ಜಾಸ್ತಿಕಾಲು ಆಳಿ ವಿನಾಕಾರಣ ಅಲ್ಲಿಂದ ಹೋ
" ದರಿಹೋಗಲಿನಲ್ಲಿ ಜೀವನಕಾಲಕ್ಕಾಗಿ ಕೊಂಡಿನ ಸಾಲ್ಕ್ ಅಳಿಸಿ ಮಜಾಡೆಯಾ
" ಬಿಡಿ ಜಾರಿ ಕಾಲಿಗೆ ರೂ/12/- ವಿನಾಕಾರಣ ಕೊಂಡಿನ ಕಾಲಿಗೆ
" ಕಡೆ ಬಂದಿಗೆ ಭತ್ತ 88 ರಾಶಿಯಲ್ಲಿಂಬಿಸಿ ಸಾಗುವಳಿ ಕೊಡಬೇಕಿದೆ.

The statement dated 26th October 1923 of Venkata Ramanna Bhatta shows that he has been the lessee under Government of the Algere lands. S.Nos. land 2 which in resurvey have become S.Nos. 3 and 4 since 1911-12 and has been paying the stipulated Gutta both in cash and kind to Government. It will thus been seen that soon after the aforesaid Government Order, the Amildar took possession of the lands and leased them out and they continue to be under Government management.

(3) The first petition of Puttamma is dated 23rd August 1923 and is addressed to the Deputy Commissioner. Till then or nearly

nearly for a period of 12 years, she acquiesced to the possession of the said lands by Government. She was directly effected immediately the possession of the lands were taken by the Amildar in 1911-12 in sd much as Venkataramana Bhatta, who was her lessee also, prior to this date, says in his statement of October 1923 that up to ~~this~~ 1911-12 he was paying the Gutta to Puttamma and that he ~~has~~ ceased to so from 1911-12. The contention at this late stage that the lands in question are Bhramadaya lands and not Devadaya and that she was unlawfully deprived of their possession, savours of an after thought and should be the work of some interested person at the back who wants to benefit himself in case the contention results in success. It is a matter for consideration whether the question could be allow to be reopened at this late stage. When her claims are timed under Art 142 of Schedule 1 of Limitation Regulation.

(4) The first point urged in the petition is that she is the own of the lands by purchase by her husband's ancestors from the Sri Bhimanakatte Munivrinda Matha. In support of this contention a copy of the sale deed dated 1807 and said to have been duly registered in 1861 when the Registration Act came into force, is produced. From the description and other particulars therein given it is not possible to identify that the lands mentioned in the document correspond to Algere S.Nos. 1 and 2. The quit rent register pages 272-73, 274 and 275 shows that under title deed No.391/865, ten survey numbers of the extent of 105 acres and 28 guntas with a survey assessment of - - Rs 408-4-0 are "Personal and Devadaya" Samasrista lands given to 23 persons of whom Bhimanakatte Hale Matha is number 18. The above ten survey numbers include the survey numbers 1 and 2. Three S.Nos. in the same village of the surv y area of 16 acres and 33 guntas with survey assessment of Rs 47-12-0 are also personal and Devadaya Samasrita lands given under title deed No.392/866 to 13 persons of whom Bhimanakatte Matt is No.12. The lands alleged to have been purchased from the said Matha might be any one or more of the afore-said 13

survey

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survey numbers. In the absenc of any otherdefinite evidence that the lands mentioned in the sale deed are the very lands now comprising S.Nos. 1 and 2, her contention that these are purchased Brahmadaya lands cannot be admitted.

(5) The next point urged is that the lands were unlawfully taken awa from her possession without any enquiry whatsoever on the false represent ation of Subbannaiya, who had strong ill will and jealousy against her husband. From the Civil Court records produced there is no doubt that there was no love lost between Subbanniya and Puttamma's husband. But successively in four years, notices were issued to her by the Amildar, but there is nothing to say that the notices were served on her, to represent her case and she lost her chances by her own default. It is rather too much to concede that she was quite ignorant of the action taxen by the local authorities during the period of 5 years and more since the date of the petition of Subbannaiya. It is not merely on the representation of Subbannaiya that th lands were taken under Government Management but the action was based on the local enquiry and the entries in the Govt. records as referred to in para 2 supra.

(6) The third and the last contention is that in connection with a Civil ligitation for the division of the family estate in O.S.No.63 of 1883 on the file of the District Judge, Nagar Division, which went up in appeal to the Chief Court, these lands have been decreed in favour of her deceased husband; Sheshanna. On the auth rity of which the Revenue Authorities handed over the lands to her husband. This is no doubt true. But the point whether the lands in question were Brahmadaya or Devadays was not at issue either in the Court or when the Revenue Authorities handed over the possession. In the schedule S.Nos. 1 and 2 of Algere village are shown as forming part of the family property. But it is clear from the records that the Vahivat of the institution and as a consequence the possession of the lands endowed to the institution were in this family from a very long time till 1911-12. The family therefore might have

considered

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considered the temple lands also as forming part of their private estat and on this understanding they might have included them in the schedule Subbannaiya might not have purposely raised any contention regarding the lands in question being Devadaya lands in as much as he stood to gain in the partition by including them in the family property as otherwise his share might have been diminished to that extent. However this might be, if the lands are held to be Devadaya Inam lands, no decision of a Civil Court could have any effect in preventing Government from taking possession of the lands for valid reasons according to standing orders.

(7) Coming to the Government records, I have to observe as already stated that S.Nos. 1 and 2 of Algere village are ~~included~~ included in title deed N 391/665 in which 23 persons are given an extent of 105 acres and 28 gunt of lands. These are "Personal and Devadaya" Samasrista lands. Of the 23 persons Algere Narasimha Devaru is No.20, Kasarvalli Subramanya is No 21 and Bhimanakatte Gangadhareswara and Gangavisiveswara Devaru are 22 and 23 vide page 272 of the quit rent register of 1897. It is not clear whether 21 Kasaravalli Subramanava refers to Kasaravalli Subramanav Devaru or another person named Subramanaya. In the register of Muzrai Institutions endowed with Inam lands in the Thirthahalli Taluk, revised and corrected up to 30th June 1901, the names of the marginally noted three deities only are mentioned on page 94 under item No.219 for title deed No.391/665. The omission of No.21 Kesaravalli Subramanaya in the latter register rouses the presumption that it might be due to the fact of this item having been considered as personal Brahmadaya and not Devadaya. But in the Khalasa register of 1880 serial No.21 is shown as Kasaravalli Subramanaya Devaru (vide case No.619 of the Khalsal register) Similar are the entries in the Jodidar Faisal Patrika and Vasulu Baki Taktha of 1913-14. In this matter reference No.H.C. 454/1923-24 dated 26th April 1926 was made to the

20. Algere Narasimha Davaru.
22. Bhimanakatte Gangadhareswara Devaru
23. Bhimanakatte Gangavesiveswara Devaru.

Inam

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Inam Superintendent. In his reply No.C.181 dated 3rd July 1926 he say

"

ನಂಬ್ಯಪ್ಪಣ್ಣ ದೇವರಂಸಿ ೮೮೮ ನಂಟ್ಸ ೮೮೮ (ಶಿ-ರಿ. ಪೇಜು 274) ಈವರಿಂದ ಟ್ರೈಬಲ್ ಡೀಡರಗಳ ಮೇರೆ- ಇನಾಂ ಕೈಂಟ್ಸ್. ಈವರಿಂದ ಟ್ರೈಬಲ್ ಡೀಡೂಕರ್ನಾರ ಬ್ಯಕ್ಕದಾ ಂರು ಇನಾಂವಾತ್ರ ಬಿಂಧವಿಮೋಲಚನೆ ಕ್ರೈಂಟ್ಸ್

If any further information is required the same may kindly be obtained from the Inam Superintendent.

(8) In the matter of the revision of the present scale of income and expenditure, I regret that the local authorities have failed to take any persistant action. I shall see to this question on the return of the records and the passing of final orders on the petition of Puttamma.

(9) The petitions of Puttamma and the two vernacular files of records are herewith submitted for reference and return.

I have the honour to be,
Sir,
Your most obedient servant,
Sd/ A.K. Syed Taj Peeran
Deputy Commissioner, Shimoga District.

"Copy"

For Muzrai Commissioner.

[APP. F. VI. Gl.]

50

SUBJECT.....

.....

.....

Section Muz.

File No. 201 1925

Serial No. 4

No. 2108

Diary No. of letter replied to.....568

To

The Dy. Comr., Shimoga Dist.

General and Revenue Secretariat

(Muz)

the 192

Sir,

Adverting to your letter no. Muz 1- A. C. 302/26-27 dt 10.10.26 addressed to the D. Comr in Mysore reporting on the petition of Kesavalli Puttamma complaining that Brahmadaya Inam nos. 1 and 2 of Alagere Village, a mixed inam consisting of Brahmadaya and Devadaya Vritti's - in the Tirthahalli Taluk have been by mistake taken away from her possession for the benefit of Sri Subrahmanya Devaru

over

Date of issue 28.4.27

Signed by Mr. M. Venkatesa Iyengar

List of enclosures.....

Copied by.....

Examined by.....

WD 01265—GPB—31,000—24-12-25

at Kesavalli ii, I am
directed to enquire whether
maji nos. 12-27 and 9 granted
under Title Deed no. 392/666
(vide pages 96 and 97 of the
Register of muz. inams endowed with
Inam land in the Tirthahalli
Taluk) are in the enjoyment of
the said Subrahmanya Devaru,
and if not, who is enjoying
them and under what authority.
A Statement indicating all
the lands, with particulars of extent & assessment
both Devadaya
and Brahmadaya in the said
Magane Mixed inam Village,
and the persons enjoying them
may also be forwarded.
(2) The records connected with the
case are retained in this office.
(3) ~~As the party is pressing~~
~~for an early disposal of this~~
~~case~~, I am to request that
you will be so good as
to give your personal attention

G. R. S. G/33]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

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~~to This matter, and~~

~~the reply be sent~~
~~orders of Govt.~~, before
the 10th proximo

I have the
honour
to be
Sir
Your most obedient
servant
for Asst. Secretary.

No 2109/328-Cy-27 Copy to the Insp
Cmr with ref. to his
Letter no. C.961 dt
30-10-26.

B-O
for Asst. Secretary

JMK
16/11/27

MUNSIFF

45-46

2	3	4	5	6	7	8

20	21	22	23	24

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

D. 1110
Jmz. 201—28.

Reminder petition from K.C. Subbaiah Pattar brother Subraya in the Tirthahalli Taluk praying for early order in his appeal case relative to certain Brahmadaya lands in Koblam in the said Taluk taken up for K.C. Subbaiah Subrahmanya Devaru etc

The petition is addressed to The member — member's order —

Jmz. Bo. Is the case pending here. Early.

The M.O.S report with records forming D. no. 568—Jmz. 201—28

N B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

1110

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Maps received — Mr Case maps worked up and submitted to the Secretary for ~~selected~~

MM 7.2.27 BG 7.2.27

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

7 FEB. 1927
No. M. 314.

3288
712

MUZRAI

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17-NOV

MUZRAI

662

ఆర్.డి.ఓ. సారు గవర్నమెంట్ ములుగు అండి

సెటిల్ చేయించు వర సస్పెన్షన్లో.

శ్రీధర్ రావ్ల కొల్లు కానరవ్వ గ్రామములు గల పట్టా మీ కోం
శ్రీపున్న యివరు చదరేండి లచ్చిన. తే॰ 14.11.926.

శ్రీధర్ రావ్ల కొల్లు అల్లనే మాగణి అలుగ్గిన్నే
మదహోలి గ్రామములు గల మంజిన. నం. 1-వన్నే రేరి చాగం
లరు జమీనును, నమ్మ పూర్వికరు ఈల్లే సుమారు
150 సం॰ క్రితం వర్తమాన్లల్లి భీమనకొల్లి మంతదవరిందల్లేనయ
క్కి పడదాగినియు 1913వ్వే వరిగుం అనుభవ మాండు
కొత్త బందిరి, అవ్వగ్గల బహుళ్ళదాయం యిరాంది జమీను
స్నాంది యిరుత్తి. నమ్మకొటుంబదవరంద సుబ్బగ్గింల్లనే
నన్నే గండనిగుం వివాంది రూళ్ళి సివిల్ గి కోర్టల్లి
నన్నే గండసు యిక్కి చాలా రాంబాలు అయిద్దరమేల్లి మోల్లండ
1-వన్నే సుమారు నంబరు గల్లు నన్నే గండన యిన్నే నల్ల తొక్కిద్దరంతి
శ్రీయరాగి, యిదు బిట్టిమోరి కోర్టిగి అప్పీలాగి హోదాగ
కొల్లు వైనింగ్ మాయలం అగి నంతర నాది సుబ్బగ్గిల్లను
విరోధంగా అచ్చిరి చెప్పి నీదు నన్నే గండనదరంతి ఫినాల
లరు. నంతరం ఈడిగి అలుల్లాలి ఆ అయిద్దరమేల్లి రిట్ల
డి. శబ్దు విరోధినారవరు కొల్లు అమలాధికారవర మోల్లి మా
కొత్త విచారణ తం అండి హోకోర్టల్లి నం. 1-వన్నే అవిరోధగ్గల
నన్నే గండనా యిన్నే బందరు.

నన్నే గండ ములు నన్నే ముగ నిజంచుగి పుట్టి యాద్దిర
ఈచిలి కాము నాదినదిరండియోరంబు యిరాంది
యిందు నాది సుబ్బగ్గయ్యను ఈచిలి కాము నంతరవ్వ సుబ్బ
గ్గమ్మ వంశ నేలిది. యిదన్నే బిట్టి సరి రిట్ల్ పిటిషన్
కాము యిన్నే విరోధినదు మేవాళ్ళు నారనేంక కొల్లు అమలాధికారి
అచ్చిరి కోర్టల్లి అచ్చిదరన్ను విచారణగిరి అండ
మంతరం యిన్నే నన్నే తీర్పు కొరండంతారు. అందుల

1 సర్వే పందిరిలాంటిది. 1877 వ్యాపారం చేసే
వారి కోసం చాలాయిని పంజి పుట్టుకొనేవారు 5 ఎలుగుబంట్లు
కర్ర 18 ఉపకరణాలు పిండుచేత పట్టి ఎంత పెద్ద
చెట్లనైనా తొలగించేది. యిందు సర్వే ఉపకరణాలు, కొలమానం
ఈ కొలతలు వివరంగా కొండంతలు ఎలుగుబంట్లు సెలవిస్తాయి.

2 1878 లో యిటలీ దేశాలు పెద్దలు లేచ్చి. యిద
దేశాలు నం. 1 సర్వే సంస్థ 1.2 ఎంకరేజ్ యిచ్చి
ఈ సర్వే ఎలా ఉపయోగించాలో యిచ్చారు. యిచ్చారు కేలా
సలహాలు ఇచ్చారు కొలతలకు కూడా సర్వే తెలిపారు.

3 సర్వే ఆఫ్ సంస్థ 1880 లో కొలతలు కూడా సర్వే

చుట్టూ సాదుదు దేవర కాల్వకు వకాలేవ అతుకొం
ని పిసిలందు మొదటి 1899నే సంలు పలింపుల్లో సర్కార్
దివారు చేసి తెచ్చి కట్టించి అడ్డు చూంబు లభ్యమైనది.
ఇదు కాల్వ మూలి (ఆనరిందు) కి అభిసి ఉన్నది
ద్వి. అందుకర్థం ఈ పలి మూ సగ్గు దేవర అనుమతి
విస్తరించుకొంటలా కాల్వ కుంయ్యి మెంటలు చేసి తెచ్చుకొంటి.

4 కా 22. 1. 1903లో ఆది దొక్కోలు చేస్తాడు.

5 కా 22. 1. 1903లో పిసిదు అరర రిపి అయ్యి
అంత్ర సాగు చుక్కపు కోసం కావి అందుకగ్గాంది 1.2 సే
పలి మూ సంది అంగుళ్ళ బిస్కుమ్మ పిసి అందుకొని పిసిలు
పిసిదుం మొత్తం రెండు ఇదు పిసిం పిసి అంతు చేస్తాడు. మొత్తం వచ్చినట్లు.
ఈ మొత్తం ప్రభుత్వ సర్దాని చుక్కి

నమ్మలేక.

పలి మూ చలన్ పిసిదు అరర పిసిలు తిరుగు
పల్లకుం ఎ.ఇ. పిసిని మొదట సేవలు సేసి అడి. కాసర
మొత్తం ప్రభుత్వ నమ్మకమని అంతే.

No.Muz.I.A.C. 302/26-27 Office of the Deputy Commissioner,

Shimoga District.

Dated, Shimoga, 7th August 1927.

From

B.T. Kesavaiengar, Esq., B.A.,

Deputy Commissioner,

Shimoga District.

To

B. Srinivasa Iyengar, Esq., B.A., B.L.,

Financial Secretary to Government,

Bangalore.

Sir,

Adverting to correspondence ending with your letter No. 193/Muz. 201-25 dated 27-7-1927, I have the honour to state that the report called for in connection with the Maji S.Nos. 12, 27 and 9 of Alegere village, Tirthahalli Taluk has been submitted to the Muzrai Commissioner in my letter No. Muz.I.A.C. 302/26-27 dated 22-7-1927, a copy of which is also enclosed for your kind perusal.

I have the honour tobe,

Sir,

Your most obedient servant,

Deputy Commissioner,

Shimoga District.

Copy of letter No.Muz.1.A.C. 302/26-27 dated 22nd July 1927 from the Deputy Commissioner, Shimoga District, to the Muzrai Commissioner in Mysore.

***

In continuation of my letter No.Muz.1.A.C. 302/26-27 dated 20-5-1927 re: the petition of Puttamma in the matter of the possession of S.Nos. 1 and 2 of Alegere village, Tirthahalli Taluk, I have the honour to state that the Maji S.Nos. 12, 27 and 9 granted under Title Deed No. 392/666, which are in Samsrustha Khate, consisting of both Bramhadaya and Devadaya Vrittis are reported to be, at present, in the possession and enjoyment of Mr. Nagappa, the Sahukar at Kasaravalli and of Puttamma, the petitioner. As already stated in my letter No.Muz.1.A.C. 302/26-27 dated 11-10-1926 addressed to the Muzrai Commissioner, there are 13 Vrittis under the said Title Deed and the Sri Kasaravalli Subramhanya Devaru is only one of the Vrittidars. The records go to show that the two persons referred to above are not only Bramhadaya Vrittidars under the above Title Deed but that they belong to the family which was formerly looking after the management of the temple under reference. It is perhaps in this two-fold capacity that they have been long enjoying Samsrusta lands. How and when the other vrittis came to be enjoyed by them, it is not definitely known.

The vernacular file of correspondence ending with the report No.M.C. 360/26-27 dated 9-7-1927 from the Amildar Tirthahalli is herewith submitted for kind reference.

***

" C O P Y "

Deputy Commissioner,
Shimoga District.

C 961/23-24
one d one file

Office of the Muzrai Commissioner in Mysore.

Dated Bangalore, 6th/10 August 1927.

From

A. K. Syed Taj Peeran, Esq., B.A.,
Muzrai Commissioner in Mysore,
Bangalore.

To

B. Srinivasa Iyengar, Esq., B.A., B.L.,
Secretary to the Government of His
Highness the Maharaja of Mysore,
Financial Department.

Sir,

With reference to your letter No.2106/Muz.201-25-4 dated 26th April 1927 addressed to the Deputy Commissioner Shimoga District requesting him to enquire furtner whether Inji S.Nos.12,27 and 9 ----- granted under Title Deed No.392/606 are in the enjoyment of Sri --- Subramhanya Devaru at Kesaravalli in the Tirthahalli Taluk and if not who is enjoying them and under what authority, I have the honor to submit herewith copy of letter No.Muz.T.Ac.302 of 26-27 dated 22nd July 1927 from the Deputy Commissioner, Shimoga District, furnishing the required information called for in your letter under reference.

The vernacular file received with the Deputy Commissioner's letter under reference is submitted for reference and kind return.

I have the honor to be,
Sir,
Your most obedient servant,

Assistant Commissioner
For Muzrai Commissioner.

"In continuation of my letter No.Muz.I.A.C.302/26-27 dated -- 20-5-1927 re: the petition of Puttamma in the matter of the possession of S.Nos.1 and 2 of Alegere village, Tirthahalli Taluk, I have the honor to state that the Maji S.Nos.12.27 and 9 granted under Title Deed No.392/666, which are in Samsrustha Khate, consisting of both Brahmadaya and Devadaya Vritties are reported to be at present, in the possession and enjoyment of Mr. Nagappa, the Sahukar at --- Kasaravalli and of Puttamma, the petitioner. As already stated in my letter No.Muz.I.A.C.302/26-27 dated 11-10-1926 addressed to the Muzrai Commissioner, there are 13 Vrittis under the said Title Deed and the Sri Kasaravalli Subramhanya Devaru is only one of the --- Vrittidars. The records go to show that the two persons referred - to above are not only Brahmadaya Vrittidars under the above Title Deed, but that they belong to the family which was formerly looking after the management of the temple under reference. It is perhaps,

in

"is two-fold capacity that they have been long enjoying the Samsrusta lands. How and when the other Vrittis came to be -- enjoyed by them, it is not definitely known.

The vernacular file of correspondence ending with the trepo No.M.C.360/26-27 dated 9-7-1927 from the Amildar, Tirthahalli, is herewith submitted for kind reference."

"C o p y"

For Muzrai Commissioner.

S VI G 34j

BJECT..... 285 69

Diary No. of letter replied to .....

Section Mur

File No. 201-25

Serial No. 7

General and Revenue Secretariat

( )

, the 192 .

Proceedings of the Government of His Highness the Maharaja of Mysore.

Date of issue 22-9-27

Signed by Mr N. Venkatesa Iyengar

Read—

Govt. Pro no 108-9/Mu. 229-10-8 dd 12th July 1911 directing the assumption by Govt. of the management of the temples of Sri Subrahmanya Devaru and 20 others in Kasaravalli Village in the Tirthahalli Taluk with their endowments. Viz S. nos 22 Alagere in the said Taluk.

Petition from Puttamma wife of Seshanna of Kasaravalli, requesting that S. nos. 172 of Alagere Village, referred to in the Tirthahalli Taluk which were taken away from her as being

May this be

i Printed ?

ii treated as a standing order ?

iii published in the Gazette English Part ?

v translated ?

v placed at the disposal of the press ?

vi published in the Gazette, Kannada Part ?

Order Thereon No.

Denaru temple in question, should be restored to her.

Letter no C. 961 dt 10th Augst 1927 from the Muzrai Comr in my case reporting on the subject.

Order 471-3 & 21st Sept 27

The Government order dated 12th Nov 1911 proceeded on the assumption that S. nos 1 & 2 (old survey) were a separate devadaya inam endowed to the Ka Sarvalli Subrahmanya Denaru. The petn Puttamma represents that this assumption is incorrect, and applies for the restoration of the S. nos to her.

The quit-rent register shows that the Ka. Sarvalli Subrahmanya Denaru is entitled to a share under each of the two title-deeds 8, 665 and 666. It would appear from the records that the interest of this temple in the former title deed

One big vernacular Record file. Sent on 12-10-27

List of enclosures.

Copied by

Examined by

WD 1868—GPB—1,000,00—21-12-26

is associated with S. nos 1 & and with all the three S. 12, 27 and 9 (old Survey), in the latter title-deed. The contention of the pet. Pullamma that the two S. nos 1 & 2 are purely personal inam is untenable, as they seem, as clearly indicated in the Suit-rent Register, a Samsrushta, personal and Devadaya inam. The pet. herself admits that her husband was devoting a share of the income from these S. nos. for the benefit of the temple and that she is willing to continue the arrangement. The system of a joint personal and Devadaya inam is inconvenient and it is desirable to define the devadaya share

WD 2230—GPE—1 00,000—23-7 20

of the joint inam and register
it in the name of the temple
The Share of the temple
in these two S. nos. which
should be ascertainable
from practice and usage
will accordingly be fixed
after necessary enquiry
and entered separately
in the name of the temple.
The rest of the two S. nos.
may be restored to the pot.
The said temple is entitled
to a share of all the three
S. nos. 12, 27 and 9 (old survey)
which form one Samsoushta,
personal and devadaya inam,
as entered in the suit revd
register. In this case
also, the Share belonging
to the temple should be
ascertained by necessary
enquiry, returned from
its present owners, and

G. R. S. G/33]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

Separately registered in
the temple.

The income due to the
temple from its share of
these three S. nos. for the
period during which its
management has been
in the hands of Govt.,
has been unauthorizedly
appropriated by the persons
in possession, of whom
Pullamma, the petr.
is one

She claims compensation
for the loss sustained
by her by the resumption
of her share of the two
Survey nos. 1 and 2
but she has appropriated
to herself the share
of the income from the
other 3 S. nos. 12, 27
& which belonged to
the temple. In these
circumstances

WD 2230 –GPB—1,00,000—23 7 20

The question of grant of any compensation to him does not require consideration

The Inspr. Genl. is requested to submit a separate report regarding the scale of expenses of this temple in the light of its revised income according to his index.

The Rev. Comr. in mysore is requested to in connection with the survey work of the lake, steps to separate the devadaya and personal items.

DD/ Joint Secy.

To the Insp. Genl.
" Rev. Comr.
" Comptr.

Copy to Rev. Asst. (copy sent)
Copy to Puttaswamy, pe Gr. (no. 502 Dt. 28-9-27)

APP. F. V. 61.]

SUBJECT 75

.....

..... 2215

Diary No. of letter replied to .....

Section Mer

File No. 201-25

Serial No.

No. 502

General and Revenue Secretariat

( )

the 192

To

.....

Date of issue 28.9.27

Signed M by Venkatesa Ayyanga

Endorsement granted to Puttamma wife of Seshamma Kasavalli in the Tirthahalli Taluka with Ref. to her petn nos. 1081 and 1083 praying for Brahmadaya The restoration of S. nos. 1 and 2 of Hagere village in Tirthahalli Taluka taken away from her possession as being devadaya inam of Sri Subrahmanya Temple in Kasavalli in the said Taluka.

Submit. for appl.

M 27.9.27. Joove

mo 27/9

List of enclosures .....

Copied by .....

Examined by .....

over

76

The peter. is informed that orders have been issued directing that after separating the Kinsfolk's Share, the rest of the two S nos. 1 and 2 claimed by her, may be restored to her, and that the question of Compensation to her does not require consideration, as she has appropriated to herself the Kinsfolk's Share of the timber from the other 3 S. nos. 12, 27 & 29.

B-O.

Fwd
27
Field Seabag.

M. G. 13]

OFFICE OF THE MUZRAI COMMISSIONER IN MYSORE,

Bangalore, 21st July *193* 0.

No. 961 Re Records
23-4

FROM

Rajakaryapravina
P. G. D'SOUZA, ESQ., B.A., B.L.,
Muzrai Commissioner in Mysore.

FINANCIAL DEPUTAT
24 JUL

GENL & REV SEC
24
124
MUZRAI

To

Rajasevaparayana
B. Srinivasa Iyengar, Esq., B.A., B.L.,
Secretary to the Government of His
Highness the Maharaja of Mysore,
Financial Department.

Muz 152-27-5.
201-25-9.

SIR,

Demarcation of devadaya and Brahmadaya portions in S. No.1 and 2 and of S.Nos.9,12 and 27 of Alagere village in the Tirthahalli Tal k belonging to Sri Subramanyaswami temple at Kasaravalli Tirthahalli Taluk.

With reference to Government Order No.471-3/Muz.201-25-7 -- dated the 21st September 1927 requesting the Revenue Commissioner to take steps to separate the devadaya and personal inams belonging to this temple and the Muzrai Commissioner to submit a report ----- regarding the scale of expenditure of this temple in the light of revised income referred to above, I have the honor to forward ----- herewith copy of letter No.Muz.1 A.C.302/26-27 dated the 20th ----- February 1929 received from the Deputy Commissioner Shimoga District which in conjunction with letter No.A.C.302/26-27 dated 10th ------- October 1926 sent to Govern ent with this office letter No.C.961 23-24 dated 30th October 1926 clearly explains the situation and to state as follows:-

Government Order No.108-9/M.F.229-10-8 dated 12th July 1911 - accepting the recommendation of the Deputy Commissioner that S.Nos. 1 & 2 of Alagere village belonged to the temple and might be taken under Government management was passed after consulting the Inam --- Superintendent in the matter as seen from the 2nd para of the ----- preamble to the said Government Order. For 11 years after passing of this Government Order and the lands were taken possession of by

body contested the right of the temple to these two Nos. It was after 11 years that Puttamma wife of Sheshanna who was the vahivatdar prior to Subbannaya from whose management ~~of~~ the --- temple was taken over to Government management began to put -- forward her claim to a portion of the said nos. and Government in their order No.471-3/Muz.201-25-7 dated 21st September 1927 have directed that an enquiry may be made into the claims of Puttamma and the S.Nos.divided between her and the temple, ---- if it is found that she has a right to any portion of it. From enquiries made by the Deputy Commissioner it is clear that under title-deed No.665, the sumshrista Inams consisted of survey --- Nos.1 & 2 of Alagere and 8 other numbers, that the temple Inam was found in the old records to consist of ಕೈಲಂಸಿಕುಂಟೆ which -- represents S.No.1 & 2 and that the beejavari as given out in --- certain copies of old accounts furnished by one B.S. Appu Rao, son of Subbanniah by his second wife, whose equivalent in acres corresponded with the extent of S.Nos.1 & 2 also showed that -- these 2 Numbers constituted the Inam of the temples. A reference was made to the Superintendent of Survey and Inam Settlements to find out from the Inam Settlement register and other records -- preserved in the Inam office if the copies produced by Appu Rao could be verified and relied upon as genuine and to intimate -- the beejavari and commuted extent of the temple Inam as ascertained from the Settlement registers. A copy of his letter No.77 --- dated 1st October 1929 in reply to the same is enclosed herewith. From this letter it is evident that ಕೈಲಂಸಿಕುಂಟೆ which was maji No.5 and which represented the Inam land belonging to the temple was constituted into S.Nos.1 & 2 in original survey. The ---- converted extent of the beejavari also corresponds with the survey extents of S.Nos.1 & 2, so that it may be conslusively held that original S.Nos.1 & 2 of Alagere village constitute the Devadaya portion of the Inams mentioned in title deed No.665 and that the claim of Puttamma for any portion of these 2 Nos. is untenable. The temple has of course no claim to any portion of the 8 other survey Nos, included in this title deed. I therefore beg to recommend that S.Nos.1 & 2 which have been conslusively proved to be the Devadaya portion of the Inam and which are now in the

the possession of Government on behalf of the temple may be ------- confirmed as Inam to the temple and the claim of Puttamma to any portion thereof rejected finally. As regards lands comprised in title deed No.666, the Deputy Commissioner submits the records relating to ---- their division into Devadaya and personal Inam having as his basis for division, the wahavat, old accounts and the results of local -- enquiry. I beg to recommend that the division effected which --- appears quite equitable may be accepted and orders issued to treat the portions alloted to the temple as Devadaya Inams and the rest as --- personal Inams.

3 As soon as orders of Government on this division are received steps will be taken to assume possession of the temple lands under -- title deed No.666 and after ascertaining the exact income from them by leasing them out, the scale of the temple will be revised on the -- basis of the enhanced income.

4 Early orders are solicited in the matter.

I have the honor to be,

Sir,

Your most obedient servant,

Muzrai Commissioner.

ter No.Muz.1 A.C.302/26-27, dated 20-2-29 from the Deputy Commission oga District, to the Muzrai Commissioner in Mysore.

Samasthana Inam - Separation of Vrittis - Alegere village - Sri Kasavalli temple

In continuation of this office No.Muz.1 AC.302/26-27 dated 19-9-28 re: the above I have the honor to submit herewith the phoa records together wit the vernacular file on the subject received with Memo No.R2. NC.439/27-28 dated 28-1-29 from the Sub Division Officer, Tirthahalli Sub Division.

The lands in the Samarustha khate in which the Sri Subramhanya devaru has shares are ten S.Nos. of Alegere village (including Haji S.No.1 and 2) under the Title Deed No.391/665 and three other S.Nos. of the same village, viz., 12, 9 and 27under the Title Deed No.392/666. The Government have directed that the share of the temple in S.Nos. 1 and 2 as well as in 12, 9 and 27 should be determined and demarcated in accordance with practice and usage prevailing in the locality and that the Prahmadaya portion in S.Nos.1 and 2 should be restored to Puttamma, the Prahmadaya Vrittidar.

Taking up the lands under the second Sannad it will be seen that the Quit Rent Register specifically records the extent of each vritti, both Devadaya and Prahmadaya, in the three S.Nos, and that the share of the temple under reference is 6-8-4 (k k p) out of a total extent of 22-16-12 (k k p). Proceeding up this data the Amildar has subdivided the two S.Nos: 12 & 9 whereby the temple's share has been fixed at 5-20 (a g) of wet lands as per details noted in the margin. It is reported that the S.No.27 has not been taken into consider-

Magi S.No.	Rev. S.No.	Extent	Temple's share	Prahmadaya
27	15	0-06	nil	0-06
12	34	10-23	2-34	7-29
9	31	9-24	2-26	6-38
Total		20-13	5-20	14-33

ation in view of th small area (0-6) an additional extent having been alloted to the institution in S.No.9 only, in proportion to its share in the former S.No. The above distribution of vrittis in acres between the temple and th Prahmadaya Inamdars appears to be fair. If necessary the measurements may kindly be got scrutinised in the Survey Superintendent's Office and early orders passed in the matter. The plan and Tippani Book are enclosed.

One Nagabhushana Rau of Kasaravalli has taken exception to the demarcation. He is the Prahmadaya Vrittidar and is in possession and enjoyment of the lands under advertance. Now that the Government are taking steps to restore the temple's share of which he and his ancestors were in unauthorise enjoyment hitherto, he naturally raises the objection that all the three S.Nos. are purely Prahmadaya and as such his possession cannot be disturbed now. In view of the clear an unambiguous record in the Quit Rent Register of the temple's title to an extent of 6-8-4 (k k p) Pujavari land, the takarar of

Nagabhushan Rao is quite invalid and de[illegible] no consideration.

In regard to C.Nos. 1 and 2 of Alegere village the allotment of khate between the temple and Puttamma (the Brahmadeya Vrittidar) is rendered difficult for want of proper data to proceed upon. In this case, while mentioning the names of twenty-three vrittidars and the total extent of the Samsrutha khate under the Sarvadhikari (11-16 and 3050 Jayantara) the Quit Rent Register does not record each vrittidar's share in the mixed khate as it does in the case of C.Nos.18, 9 and 27. The local enquiries made by the Amildar at first, did not throw any light on the question. In the absence of the required information in the Inam Register, the Amildar seems to have adopted as the basis for the computation, the statement of the said Puttamma that her ancestors had dedicated to the temple an extent of 1¼ khas. of Pujavari land, out of the two C.Nos. in question. The total area of the two lands is 14 acres 3 guntas out of which fifty-six guntas (the equivalent of 1¼ khds.) were accordingly demarcated by the local authorities as the share of the temples. It was already intimated in previous letter of this office that the C.Nos. 1 and 2 have been in the undisputed and continuous possession of the temple since 1861-62 but the Institution has no share in the remaining land in C.No. 1 and the same Tharu Deed. By acquiescing in the above demarcation the temple is to surrender all the valuable lands in its possession except a small extent of 4 guntas. As the temple has a loser by such a division which is not based on any reliable materials, the phoda records were returned to the Sub Division Officer for further enquiry and scrutiny. In the course of the subsequent enquiry, one T. S. Appu Rau produced before the Amildar the following three documents which give a clue as to the extent of the share of the temple in the Samsrutha khate.

1. Copy of the Jari Inamti Account of the year 1641.
2. Copy of the Jari Inamti Account of the year 1672.
3. Copy of the Jari Inamti Account of the correspondence of the Taluk Office re. a Darkhast by a Vadirajachar for certain lands at Alegere in 1875.

In the first two documents it is clearly noted that the temple's share in the mixed khate is 18 khandis of Pujavari land and also 400 areca trees viz "ಪೂಜಾವಾಡಿ". The contents of the third document are corroborated by extracts from the 'From' and 'To' Registers of the Taluk Office wherein also mention is made of "ಪೂಜಾವಾಡಿ" and 400 areca trees. ಪೂಜಾವಾಡಿ appears to be the name of a particular field in the Alegere village. All three documents are very old and there is no reason to doubt their genuiness.

Hence it can be safely presumed that the temple's share in the Samsrustha khate under the Sanad 391/665 is 18 khds of wet land and 400 areca trees. Appu Rau further states that an extent of about 6 acres of wet land has since been converted into garden. The Amildar reports that the above Pujavari measurements tally with the total extent of S.Nos. 1 and 2 which comprise of both wet (10-9) and garden (4-30) lands and he accordingly concludes that the said S.Nos. must be the identical lands referred to in the Jari Inamti Accounts. It is seen from the records that Puttamma's husband and his cousin brother, one Subbanniah were not only the Prahmadaya Vrittidars but were also the Vahivatadars of the institution at Ksaravalli. Hence the possession by Puttamma and her husband of the lands in ~~the~~ dispute can be well accounted for as due to their being managers of the institution. The whole question has been dealt with in detail in this office letter No. Muz.1. AC.302/26-27 dated 9-10-26. The additional facts brought to light by Appu Rau, who is stated to be the son of the aforesaid Subbanniah, go to confirm the view already expressed that the two S.Nos. are purely Devadaya and that neither Puttamma nor any other Prahmadaya vrittidar can claim any share in the said lands. If this view is correct, then there would be no necessity of interefering with the existing order of things. If necessary, the documents produced by Appu Rau may be got verified with the original Jari Inamti Accounts in the Survey Superintendent's Office and final orders of Government obtained in the matter.

"COPY"

For Muzrai Commissioner.

83

Letter No.77 dated 1-10-29 from the Superintendent, Revenue Survey & Settlements in Mysore, to the Muzrai Commissioner in Mysore.

With reference to your letter No.961/23-4 dated 2-7-29 in the matter of the demarcation of the "Samsrishta" Inam lands in Alagere village, Tirthahalli Taluk, I have the honor to state that neither the original "Jari" Inamti Accounts nor copies thereof are kept in this office. Hence it is not possible to express an opinion as to the genuiness or otherwise of the documents said to have been preserted by Mr. Appu Rao.

As the Inam Settlement Register does not bear reference to Survey Numbers it is not possible to say which of the numbers are Devadaya and which are Brahmadaya.

The entries in the Quit-rent Register based on the information furnished by the Taluk at the time of the allocation of Inams show that the temple in question had a joint interest on S.Nos. 9, 12, and 27.

But according to the Inam statement furnished by the "Vahivatdars" at the time of Inam settlement it is seen that Maji No.5 "ಕೈಲಾನಿ ಕಾಂಡು" cut of Gangadhariah's warg was in the enjoyment of the Temple, the corresponding Survey Numbers being 1 and 2 as per Vasul Baki Patrik (copy furnished by the Taluk and available in the file).

Kind attention is invited to Government Order No.103-9/Muz.P.229-10-3 dated 12-7-1911, wherein it was held by Government that Survey Numbers 1 and 2 are Devadaya, apparently after consultation with the local authorities as well as the Inam records.

The commuted area (in acres) of the Pidawari extent is as noted below:

	Wet. k.k. p.	Pagayat.
Title Deed No.391/665--	11-1-12	400 Daya trees.
Do. No.392/666--	6-18-4	
	18-0- 0	-- 400 Daya trees.

Wet 11 acres and 35 guntas and Garden one acre.

The enclosures to your letter are returned.

"COPY"

For Muzrai Commissioner.

637

Mis 201-25-10

Revenue

15.9.30

To

The Muzrai Commissioner in Mysore.

Sir,

"Demarcation of Devadaya and Brahmadaya portions in certain S.Nos. in Alagere village in the Thirthahalli Taluk and claim of Ranu Puttamma for portions of S.Nos. 1 and 2"

With reference to correspondence ending with your letter No. 961 of 23-24 dated 23-7-1930 on the subject referred to above, I am directed to enquire whether your recommendation that the claim of Puttamma for a share in S.Nos. 1 and 2 be rejected finally has been made after giving her an apportunity to have her say in the matter and produce documentary evidence if any to substantiate her claim and whether the division proposed by the Deputy Commr. in regard to S.Nos. (Maji) 27, 12 and 9 as equitable has been accepted by the concerned parties.

The records are herewith returned for reference and resubmission with a full report in the matter.

I have &c.,

15.9.30

16/9

Finl. Secy. to Govt.

Draft - GS 15/9

C.R.G.

IN MYSORE, 931

Bangalore, 20th April 1931

21.

FROM

S. P. RAJAGOPALACHARI, Eso.. B.A., B.L.,
Muzrai Commissioner in Mysore.

To Rajasevaparayana

B. Srinivasa Iyengar, Esq., B.A., B.L.,

Secretary to Government of His Highness
the Maharaja of Mysore,

Financial *Department.*

SIR,

Referring to Sl. No 44 of the list of pending cases received - with your D.O.letter No.2223-27 dated 13th April 1931 re division of certain S.Nos.in Alagere village, Tirthahalli Taluk, I have the honor to state that it was considered necessary that an opportunity should be given to the concerned parties to appear before me and - represent their case. Notices were accordingly issued posting the case to the 12th March 1931. The notices could not be served on the parties except Mr. Kumariah on account of their absence from their place of permanent residence. Even Mr. Kumariah applied for an adjournment owing to ill-health. The case will therefore be posted to the next sessions and the further report called for by Government will be furnished after the parties are heard.

I have the honor to be,
Sir,
Your most obedient servant,
Muzrai Commissioner.

Further report will be awaited.
30.4.31.
1.5.31